

**ASSEMBLY BILL**

**No. 729**

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**Introduced by Assembly Member Atkins**

February 25, 2015

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An act to amend Section 5.5 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), relating to the San Diego Unified Port District.

LEGISLATIVE COUNSEL'S DIGEST

AB 729, as introduced, Atkins. San Diego Unified Port District: territory held in trust.

Existing law authorizes the establishment of the San Diego Unified Port District for the acquisition, construction, maintenance, operation, development, and regulation of harbor works and improvements for the harbor of San Diego and for the promotion of commerce, navigation, fisheries, and recreation. Existing law specifies the territory to be included in the district and grants and conveys in trust to the San Diego Unified Port District in the County of San Diego all the right, title, and interest of the State of California acquired by the state pursuant to specified deeds.

This bill would make nonsubstantive changes in those provisions pertaining to the territory held in trust by the San Diego Unified Port District.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 5.5 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), is amended to read:

SEC. 5.5. (a) There is hereby granted and conveyed in trust to the San Diego Unified Port District in the County of San Diego all the right, title, and interest of the State of California, except as hereafter reserved and upon *those* conditions that are specified in subdivision (c), acquired and held by the state pursuant to an agreement and deeds identified as Documents Number 1999 0845732, 1999 0845736, and 1999 0845737, recorded December 30, 1999, Official Records, San Diego County, and ~~which~~ *that* are further described as follows:

(1) Parcel No. 1, which consists of that portion of the southwest quarter of the southwest quarter of quarter Section 163 and that portion of the northwest quarter of the northwest quarter of quarter Section 164 of Rancho De La Nacion in the City of Chula Vista, County of San Diego, State of California, according to map thereof no. 166 filed in the Office of the County Recorder of San Diego County May 11, 1869, and all of lots 7, 8, 9, 10, and 11 and those portions of lots 1, 2, 3, 4, 5, 6, 12, 13, 14, and 15 in block "B" of resubdivision of Bay Villa Tract, according to map thereof no. 1198, filed in the Office of the County Recorder of San Diego County August 6, 1909. Together with those portions of Walnut Street adjoining said block "B" on the west and the alley lying within said block "B" and that portion of "I" Street lying within said quarter Sections 163 and 164 as vacated and closed to public use by resolution of the City Council of the City of Chula Vista recorded August 12, 1971, as file no. 179188 of official records described as a whole as follows:

Beginning at a point on the southerly line of said quarter Section 163, distance thereon 20.00 feet easterly from the southwest corner thereof; thence north 17°46'58" west on a line 20.00 feet easterly from and parallel with the westerly line of said quarter Section 163, a distance of 1282.11 feet to a point on the southerly line of "H" Street as shown on said map no. 1198; thence along said southerly line north 72°12'15" east 19.89 feet to a point on the westerly line of that land conveyed to the State of California (Caltrans) by deed recorded August 1, 1968, as file no. 130106 of

1 official records; thence along the westerly boundary of said  
2 Caltrans land the following seven courses: (1) south  $17^{\circ}48'37''$   
3 east 5.95 feet; (2) north  $74^{\circ}58'17''$  east 188.10 feet to the beginning  
4 of a tangent 45.00 foot radius curve concave southwesterly; (3)  
5 southeasterly along the arc of said curve through a central angle  
6 of  $73^{\circ}18'01''$  a distance of 57.57 feet; (4) tangent to said curve  
7 south  $31^{\circ}43'55''$  east 181.34 feet; (5) south  $26^{\circ}51'03''$  east 342.59  
8 feet to the beginning of a tangent 1669.99 foot radius curve concave  
9 westerly; (6) southerly along the arc of said curve through a central  
10 angle of  $14^{\circ}20'28''$  a distance of 418.00 feet; and (7) south  
11  $12^{\circ}30'35''$  east 303.54 feet to the centerline of "I" Street as closed  
12 and vacated; thence along said centerline south  $72^{\circ}15'16''$  west  
13 332.90 feet to the point of beginning.

14 (2) Parcel No. 2, which consists of those portions of fractional  
15 quarter Section 170 and 171 of the Rancho De La Nacion in the  
16 City of Chula Vista, in the County of San Diego, State of  
17 California, according to map thereof by Morrill, filed as map no.  
18 166 filed in the Office of the County Recorder of San Diego  
19 County, bounded and described, as follows:

20 Commencing at the Northeast corner of said fractional quarter  
21 Section 171; thence south  $17^{\circ}54'28''$  east along the easterly line  
22 of said fractional quarter section, 1270.95 feet to a point on a line  
23 nine feet parallel to and northerly of the westerly prolongation of  
24 the northerly line of "H" Street as said street is shown on the map  
25 of Bay Villa Tract, according to map thereof no. 1198, on file in  
26 the Office of the County Recorder of San Diego County; thence  
27 south  $72^{\circ}12'00''$  west along said parallel line, a distance of 170.00  
28 feet to the true point of beginning of this description; thence  
29 parallel with and distant 170.00 feet westerly from the easterly  
30 line of said fractional quarter sections, the following three courses  
31 and distances: (1) south  $17^{\circ}54'28''$  east 49.14 feet; (2) south  
32  $17^{\circ}47'12''$  east 1321.96 feet; and (3) south  $17^{\circ}50'01''$  east 1283.10  
33 feet to a point in the westerly prolongation of the northerly line of  
34 "J" Street, as shown on record of survey no. 917 on file in the  
35 Office of the County Recorder of San Diego County; thence along  
36 said westerly prolongation south  $72^{\circ}04'39''$  west 593.24 feet to a  
37 point on the ordinary high water mark of San Diego Bay, as said  
38 ordinary high water mark was fixed and established by that  
39 agreement recorded June 22, 1953, in book 4897, page 408, of  
40 official records, San Diego County and as shown on miscellaneous

1 map no. 217 on file in the Office of the County Recorder of San  
2 Diego County; thence along said ordinary high water mark the  
3 following eight courses and distances: (1) north  $07^{\circ}04'12''$  west  
4 491.51 feet to station 117; (2) north  $04^{\circ}01'57''$  west 568.80 feet to  
5 station 116; (3) north  $14^{\circ}12'27''$  west 489.77 feet to station 115;  
6 (4) north  $22^{\circ}26'52''$  west 184.97 feet to station 114; (5) north  
7  $57^{\circ}45'31''$  west 230.80 feet to station 113; (6) north  $20^{\circ}56'53''$  west  
8 453.58 feet to station 112; (7) north  $24^{\circ}18'00''$  west 233.28 feet to  
9 station 111; and (8) north  $30^{\circ}20'10''$  west 87.43 feet to a point on  
10 a line nine feet parallel to and northerly of the westerly  
11 prolongation of the northerly line of "H" Street as described; thence  
12 along said parallel line north  $72^{\circ}12'00''$  east 568.65 feet to the true  
13 point of beginning.

14 (b) The lease of the lands that are described in subdivision (a),  
15 designated No. PRC 8121, from the State Lands Commission to  
16 the district shall terminate on January 1, 2001.

17 (c) The district shall own, operate, and manage the public trust  
18 lands described in subdivision (a) in accordance with the same  
19 terms, trusts, and conditions as the tide and submerged lands  
20 granted to it and held pursuant to Chapter 67 of the Statutes of  
21 1962 of the First Extraordinary Session, as amended.